

FISCAL NOTE

SB 233 - HB 306

February 10, 2001

SUMMARY OF BILL: Provides *notwithstanding any rule or statute to the contrary* in a criminal case in which the defendant is charged with a sex offense specified in the bill or any attempt, solicitation, or conspiracy to commit those offenses, evidence of the defendant's prior conviction of another sex offense or offenses of sexual assault, is admissible subject to the provisions of Rule 403 of the Tennessee Rules of Evidence. The bill also provides in a case in which the state intends to offer such evidence, the state shall disclose the evidence to the defendant 15 days before the trial or at a later time as the court may allow for good cause.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$456,400/Incarceration*

Estimate assumes 11 additional convictions for sex offenses which represent approximately a 2% increase in Class A - Class E sex offense convictions based prior year convictions.

**Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director